

Serial No. 52189

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUN 06 1988

Returned to applicant for correction

Corrected application filed Map filed JUN 06 1988 Under 52188

The applicant Fred A. and Mary A. Howell

P. O. Box 245

Street and No. or P.O. Box No.

of Wells

City or Town

Nevada 89835

State and Zip Code No.

hereby make S. application for permission to change the

Point of Diversion and Place of Use for a portion (1.5 cfs)

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 45754

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is Underground  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 1.5 cfs  
Second foot, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Irrigation and Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for Irrigation and Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point SW $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 17, T37N, R61E, MDB & M.,  
Describe as being within a 40-acre subdivision of public survey and by course and  
at a point from which the S $\frac{1}{4}$  corner of said Section 17 bears S 10° 14' 48" E, 11  
distance to a section corner. If on unsurveyed land, it should be stated,  
1167.72 feet.
6. The existing permitted point of diversion is located within NW $\frac{1}{4}$  NE $\frac{1}{4}$  of Section 19, T37N, R61E,  
If point of diversion is not changed, do not answer.  
MDB & M., at a point from which the NE corner of said Section 19 bears N 64° 09'  
30" 2413.17 feet.
7. Proposed place of use E $\frac{1}{2}$  Section 13; E $\frac{1}{2}$  NE $\frac{1}{4}$  Section 24, T37N, R60E, MDB & M., W $\frac{1}{2}$   
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
Section 17; All of Section 18; N $\frac{1}{2}$  Section 19, T37N, R61E, MDB & M. (1680 acres)
8. Existing place of use A portion of S $\frac{1}{2}$  NE $\frac{1}{4}$ , SE $\frac{1}{4}$  Section 13; E $\frac{1}{2}$  NE $\frac{1}{4}$  Section 24, T37N,  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
R60E, MDB & M., SW $\frac{1}{4}$  Section 18; NW $\frac{1}{4}$  Section 19, T37N, R61E, MDB & M. (626 acres).  
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Well, ditches, pipelines and sprinkler system.  
State manner in which water is to be diverted, i.e. diversion structure, ditches,  
pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$30,000
13. Estimated time required to construct works 3 years

14. Estimated time required to complete the application of water to beneficial use.....5 years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

The waters of this application are to be co-mingled with the waters of permit 45754.

BOYACK SURVEYING, AGENT  
By.....s/Robert E. Morley.....

Robert E. Morley  
515 South Fifth Street, Elko, Nevada 89801

Compared.....jjk/jm.....pm/se

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 45754 is issued subject to the terms and conditions imposed in said Permit 45754 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The place of use under Permits 45754, 52188 and 52189 is limited to irrigation of 626 acres of land within the place of use.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....1.5.....cubic feet per second, but not to exceed a yearly duty of 3.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before.....June 27, 1989.....

Proof of completion of work shall be filed before.....July 27, 1989.....

Application of water to beneficial use shall be made on or before.....October 1, 1990.....

Proof of the application of water to beneficial use shall be filed on or before.....November 1, 1990.....

Map in support of proof of beneficial use shall be filed on or before.....November 1, 1990.....

Completion of work filed.....JUL 24 1989.....

Proof of beneficial use filed.....JUL 19 1990.....

Cultural map filed.....

Certificate No. 12645 Issued JAN 24 1991

IN TESTIMONY WHEREOF, I.....PETER G. MORROS.....  
State Engineer of Nevada, have hereunto set my hand and the seal of  
my office, this.....27th.....day of.....June.....

A.D. 19 89

*Peter G. Morros*  
State Engineer